

GUILTY PLEA FELONY INDICTMENT MINUTES

Time Set:	<u>2:00 p.m.</u>	Date:	<u>2/28/2025</u>
Started:	<u>2:06</u>	Presiding Judge:	<u>Robert J. Krask, USMJ</u>
Ended:	<u>2:48</u>	Courtroom Deputy:	<u>Brittney Titus</u>
		Reporter:	<u>Paul McManus, OCR</u>
		U.S. Attorney:	<u>Peter Osyf, AUSA</u>
		Defense Counsel:	<u>Keith Kimball</u>
			() Retained
			() Court appointed
			(X) AFPD
		Interpreter:	_____
		U.S. Probation Officer:	_____

Case Number: 4:24cr76
 USA v Kyle Andrew Babiak (X) in custody () on bond

- (X) Defendant requested to withdraw plea of not guilty to Count(s) 1 and enter a plea of guilty to said Count(s).
- (X) Consent to Proceed before a U.S. Magistrate Judge pursuant to Rule 11, executed and filed in open court.
- (X) Defendant sworn.
- (X) Court fully advised defendant of rights, charges, and maximum penalties. Defendant acknowledged he/she understood.
- (X) Plea agreement reviewed, executed, and filed in open court. () No plea agreement.
- (X) Court inquired as to voluntariness of plea.
- (X) Court inquired as to threats or promises.
- (X) Court advised defendant that by pleading guilty the right to a trial by jury is waived.
- (X) Plea of guilty entered.
- (X) Defendant satisfied with services of counsel.
- (X) Court inquired re: plea negotiations
- (X) Remaining count(s) to be dismissed at Sentencing.
- (X) Statement of Facts executed and filed in open court.
- (X) Continued for pre-sentence report.
- (X) Court explained to defendant that by pleading guilty right to appeal is waived pursuant to plea agreement.
- (X) Sentencing set: 7/24/25 at 10:00 before U.S. District Judge Hanes
- (X) Norfolk () Newport News
- (X) Unsigned Sentencing Procedure Order provided to defendant.
- (X) Sentencing Procedure Order entered and filed in open court.
- (X) Report and Recommendation Concerning Plea of Guilty entered and filed in open court.
- () Court () finds () withholds finding defendant guilty as charged in Count (s) _____
- () Defendant continued on bond. () See Additional conditions of release.
- () Bond set _____ () See conditions of Release
- (X) Defendant remanded to custody of U.S. Marshal.
- () _____
- () _____
- () _____